



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 129] Jammu, Thu., the 26th Jan., 2017/6th Magha, 1938. [No. 43

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PART I-A

Jammu & Kashmir Government—Orders

HIGH COURT OF JAMMU AND KASHMIR AT SRINAGAR/JAMMU.

Notification

No. 450 Dated 16-06-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Ms. Bushra D/o Mr. Farooq-ud-Din Bhat R/o Sheeren Abad (Sheeri), Tehsil Baramulla, District Baramulla vide Notification No. 1119 dated 21-02-2015 for a period of one year has been extended till 21-02-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 451 Dated 16-06-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Vinay Kumar Shan S/o Mr. Kishore Kumar Shan R/o Shan Mohalla, Ward No. 2, Kishtwar vide Notification No. 722 dated 14-11-2014 for a period of one year has been extended till 28-03-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 513 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Ms. Anu Radha D/o Mr. Ghansham Singh R/o H. No. 133, Sector-4, Sharika Vihar, Lower Roop Nagar, Jammu vide Notification No. 1065 dated 19-03-2014 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 514 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Shafeeq Ahmad Bhat S/o Mr. Noor-ud-Din Bhat R/o Muqdam Mohalla, Watapora, Bandipora vide Notification No. 771 dated 15-11-2011 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 515 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Bilal Ahmad Bhat S/o Mr. Gh. Mohammad Bhat R/o Watapora, Bandipora vide Notification No. 27 dated 03-04-2012 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 516 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Imran Showkat Nengroo S/o Mr. Showkat Ahmad Nengroo R/o Main Chowk, 4 Way Stop, Kachdoor, Shopian vide Notification No. 198 dated 10-04-2013 for a period of one year has been extended till 06-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 517 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Manish Kumar S/o Mr. Bishan Dass R/o Laxmipuram, Sector-B-1, P/O CRPF, Ban Talab, Jammu vide Notification No. 1135 dated 20-03-2014 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 518 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Hakim Shahzad Hussain Hamdani S/o Mr. Riaz Afsar Hamdani R/o Habba Kadal, Babapora, Srinagar vide Notification No. 800 dated 16-11-2011 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 519 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr./Mr. Showkeen Rashid S/o/D/o Mr. Abdul Rashid Rather R/o Dardpora, Budgam vide Notification No. 440 dated 04-09-2013 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 520 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Bashir Ahmad Hajam S/o Mr. Gull Mohd Hajam R/o Thajiwara, Achabal (Ardbes), Anantnag vide Notification No. 821 dated 17-03-2011 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 522 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr./Ms. Arfa Sadeeqi Mir S/o/D/o Mr. Abdul Aziz R/o Kashmiri Mohalla, Darhal Malkan, Rajouri vide Notification No. 510 dated 06-09-2013 for a period of one year has been extended till 06-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 523 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Surjeet Kumar S/o Mr. Maan Singh R/o W. No. 2, Neer Police Post, Kathua vide Notification No. 423 dated 04-09-2013 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 524 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Dwarka Nath S/o Mr. Sunder Lal Sharma R/o H. No. 99, Jakh, Samba vide Notification No. 884 dated 02-03-2013 for a period of one year has been extended till 06-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 525 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Basharat Ahmad Wani S/o Mr. Mohd Sayeed Wani R/o Kirmani Colony, Takiya Sultan (Drangbal), Baramulla vide Notification No. 778 dated 15-11-2011 for a period of one year has been extended till 06-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 526 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Ms. Aamina Bano D/o Mr. Gh. Mohd Malik R/o Karin Mohalla, Guloora, Langate, Handwaa, Kupwara vide Notification No. 512

dated 03-08-2011 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 527 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Shashi Kant S/o Mr. Tilak Raj R/o Jawahar Nagar, Thudi, Rajouri vide Notification No. 981 dated 15-03-2010 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 528 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Vishav Deepak Suri S/o Mr. Krishan Lal Suri R/o H. No. 139, Street Opp. Dak Bungalow, Darugarian, Residency Road, Jammu vide Notification No. 349 dated 14-07-2014 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 529 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Mohd Asif Khan S/o Mr. Mohd Aslam Khan R/o Banola, Pathana, P/O Chhatral, Mendhar, Poonch vide Notification No. 234 dated 27-05-2011 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 530 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr/Ms. Nazhatul Amin Chowdery S/o/D/o Mr. Mohd Amin Chowdery R/o Handwara, Tehsil Handwara, District Kupwara vide Notification No. 587 dated 20-09-2013 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 531 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Ms. Nazia Fazal D/o Mr. Mohd Fazal R/o Tope, P/O Sakhi Maidan, Tehsil Mendhar, District Poonch vide Notification No. 300 dated 23-05-2014

for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 532 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Mr. Adil Ahmad Wagay S/o Mr. Dil Mohd Wagay R/o Gassirana, Tehsil Pahloo, District Anantnag vide Notification No.95 dated 23-05-2013 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 533 Dated 08-07-2016.

Provisional admission granted under Advocates Act, 1961 in favour of Ms/Mr. Narqis Akbar S/o/D/o Mr. Mohd Akbar Lone R/o Nowhar, Charar-i-Sharief, Budgam vide Notification No. 970 dated 26-11-2011 for a period of one year has been extended till 30-06-2017 subject to the verification of Certificates/Degrees.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 534 Dated 02-08-2016.

It is hereby notified that vide High Court Order dated 22-07-2016 Mr. Nayeem Ahmad Ganie S/o Mr. Gh. Mohi-ud-Din Ganie R/o Dabi Pora, Tehsil Khansahib, District Budgam, A/P Ganie Mohalla, Jama Masjid, Budgam has been admitted and enrolled as an Advocate on the Roll of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his provisional/LL.B Degree Certificate and verification of his character and antecedent from the concerned agency. His name has been entered under Serial No. JK-305/2016 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 535 Dated 02-08-2016.

It is hereby notified that vide High Court Order dated 22-07-2016 Ms. Nazhat Majeed D/o Mr. Abdul Majeed R/o Nund Resh Colony (238), Bemina, Srinagar has been admitted and enrolled as an Advocate on the Roll of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her provisional/LL.B Degree Certificate and verification of her character and antecedent from the concerned agency. Her name has been entered under Serial No. JK-306/2016 in the Roll of Advocates maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

By order.

Notification

No. 607 Dated 15-11-2016.

This is to notify that Ms. Rakima Zahoo D/o Mr. Zahoor Ahmed R/o Shirpora, Anantnag, A/P Nawabad, Sunjwan, Bathindi, Jammu who having been appointed as Reader temporarily in the High Court of Jammu and Kashmir vide Hon'ble High Court Order No. 869 dated 08-11-2016, therefore, her Provisional Enrolment Notification No. JK-73/13 dated 20-02-2013 shall be treated as cancelled.

By order.

(Sd.) MOHAMMAD YASIN BEIGH,

Joint Registrar (Admn.).



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Separate paging is given to this part in order that it may be filed as a
separate compilation

PART I—B

Jammu and Kashmir Government—Notification.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—GENERAL ADMINISTRATION
DEPARTMENT.

Subject :—Payment of HRA and CCA to migrant employees.

Government Order No. 1449-GAD of 2016

Dated 30-12-2016.

Whereas, vide Government Order No. 605-GAD of 1991 dated 26-06-1991, it has been ordered that the migrant employees shall be entitled to pay excluding special pay and local allowances, dearness and medical allowances which they would have been otherwise paid from time to time including benefit of increment had they reported for duty immediately after expiry of earned leave as per sub-rule (2) of rule 26 of J&K Civil Services (Leave) Rules, 1979 ;

Whereas, vide Government Order No. 754-GAD of 2010 dated 28-06-2010, in compliance to the judgement and order dated 08-01-2010 passed by the Hon'ble Supreme Court in Special Leave Petition (Civil) Nos. CC 15721-15730/2009 titled State of Jammu and Kashmir Vs. A. K. Sadhu and Others read with judgement and order dated 26-02-2009 passed by the Hon'ble High Court (Divisional Bench) in clubbed appeals, and in partial modification of Government Order No. 605-GAD of 1991 dated 26-06-1991, it was ordered that the migrant employees shall be entitled to HRA/CCA as admissible to the State Government employees subject to the following conditions :—

- (i) that such benefit shall be permissible with reference to the last posting of a migrant employee in the State for determining the quantum of allowance ;
- (ii) that such a migrant employee shall not be entitled to HRA who is residing in an accommodation provided by the Government in the State or outside the State.

Whereas, vide Government Order No. 1063-GAD of 2011 dated 12-09-2011, it was ordered that the migrant employees shall be entitled to HRA/CCA w.e.f. 26-02-2009 i.e. the date of the judgement of the Hon'ble Divisional Bench on the same terms and conditions as envisaged in the Government Order No. 754-GAD of 2010 dated 28-06-2010 ;

Whereas, the Hon'ble High Court on 13-10-2016 passed following orders in the Contempt (SWP) No. 115/2010 in SWP No. 2966/2001, MP No. 65/2012 titled Shibani Lal Matoo and Others Vs. S.S. Kapur :—

“Mr. Rohit Kapoor, learned AAG prays for and is granted three weeks’ further time to submit the compliance report. Let the contempt petition be listed on 23rd of November, 2016.

It is made clear that in case the compliance report is not filed by the next date of hearing, Respondent 3, Commissioner/Secretary, Finance Department, Government of Jammu and Kashmir shall remain present before this Court ;

Let the copy of the order be supplied to Mr. Rohit, learned AAG during the course of the day”.

Whereas, the Finance Department vide UO No. A/90(2001)-III-854 dated 22-11-2016 conveyed its agreement to implementation of the judgment and release of withheld dues of HRA/CCA while advising that the concerned department be advised to calculate and project demand for funds to the Finance Department for incorporation in budgetary estimates of respective departments.

Now, in partial modification to the Government Order No. 605-GAD of 1991 dated 26-06-1991, sanction is hereby accorded to the release of HRA/CCA in favour of migrant employees w.e.f. 26-06-1991 subject to the conditions as envisaged in the Government Order No. 754-GAD of 2010 dated 28-06-2010.

By order of the Government of Jammu and Kashmir.

(Sd.) IMTEEAZ KACHO,

Deputy Secretary to the Government.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 68-Rev (LAJ) of 2016

Dated 31-08-2016.

Whereas, the land, specifications whereof are given below is required for public purpose viz. “widening of Jammu-Rajouri-Poonch Double Lane road” by GREF :—

Specification of land

District	Tehsil	Village	Kh. Nos.	Area
1	2	3	4	5
				K. M.
Rajouri	Rajouri	Galuthi	205 min	01-04
			206 min	04-12

1	2	3	4	5
				K. M.
			207 min	01-02
			223/1 min	02-15
			Total	09-13

Whereas, on the basis of an indent placed by Officer Commanding 58 RCC, GREF vide dated 01-01-2010, accordingly, a notification under section 4(1) was issued by Collector, Land Acquisition (Defence), Rajouri/Poonch, HQ Rajouri vide No. Coll/Def/740-45 dated 15-10-2011 for the proposed acquisition for land measuring 09 Kanals-13 Marlas situated in Village “Galuthi”, Tehsil and District Rajouri ; and

Whereas, the District Collector (DC), Rajouri vide No. Coll/Def/59 dated 27-04-2016 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act, by him, was served upon the interested persons for filing objections, if any, to the proposed acquisition but no objection was received from the land owner/interested persons in the prescribed time period as required under sections 5 & 5-A of Land Acquisition Act ; and

Whereas, the report furnished by District Collector (DC), Rajouri vide letter referred to above, has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are given above to this notification is required for public purpose viz. “widening of Jammu-Rajouri-Poonch Double Lane road” by GREF.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat, 1990, it is declared that land measuring

09 Kanals-13 Marlas situated in Village “Galauthi”, Tehsil and District Rajouri, particulars whereof are given above to this notification is required for public purpose viz. “widening of Jammu-Rajouri-Poonch Double Lane road by GREF. Further, the Collector Land Acquisition (Defence), Rajouri/Poonch, HQ, Rajouri is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) GHULAM RASOOL, KAS,

Deputy Secretary to the Government,
Revenue Department.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 71-Rev (LAJ) of 2016

Dated 31-08-2016.

Whereas, the land, specifications whereof are given at Annexure “A” to this notification is required for public purpose viz. “Widening of Reasi-Pouni road Km 00.00 to 25.260 at Village “Puria”, Tehsil and District Reasi by GREF ; and

Whereas, on the basis of an indent placed by Officer Commanding, 104 RCC, GREF vide No. 2035/RR/118/E2LA dated 20-11-2009, accordingly a notification under section 4 (1) was issued by Collector, Land Acquisition (ADC) Reasi vide No. COL/LA/ADC/Rsi/15/372-375/NSQ dated 07-09-2015 for land measuring 53 Kanals-16.5 Marlas-02 Sirsai situated in Village “Puria”, Tehsil and District Reasi ; and

Whereas, the Collector Land Acquisition (ADC), Reasi vide No. Col/LA/ADC/Rsi/15/544-547/NSQ dated 02-12-2015 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act, by him was served upon the interested persons for filing objections, if any, to the proposed acquisition but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5 & 5-A of the Land Acquisition Act ; and

Whereas, the report furnished by Collector, Land Acquisition (ADC), Reasi vide letter dated 02-12-2015 duly endorsed by Deputy Commissioner, Reasi vide No. DC/RSI/16-17/86-90/SQ dated 16-04-2016, has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are mentioned are given at “Annexure-A” to this notification, is required for public purpose viz. “Widening of Reasi-Pouni road Km 00.00 to 25.260 at Village “Puria”, Tehsil and District Reasi by GREF.

Therefore, by superceeding notification/orders issued under sections 6 & 7 of the Land Acquisition Act, Samvat, 1990 by the District Collector (Deputy Commissioner) Reasi vide No. DC/Rsi/15-16/2467-70/SQ dated 03-12-2015 now in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat, 1990, it is declared that land measuring 53 Kanals-16.5 Marlas-02 Sirsai situated in Village “Puria”, Tehsil and District Reasi, particulars whereof are given at “Annexure-A” to this notification is required for public purpose viz. by GREF. Further, the Collector, Land Acquisition (ADC), Reasi is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested

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persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) GHULAM RASOOL, KAS,

Deputy Secretary to the Government,
Revenue Department.

Annexure “A” to Notification No. 71-Rev (LAJ) of 2016
Dated 31-08-2016.

Tehsil	Village	Khasra Nos.	Area
1	2	3	4
			K.-M.-S.
Pouni	Puria	142/6	02-05-00
		69	00-02-03
		69 min	00-12-07
		69 min	01-11-00
		113	00-09-06
		132/14	00-15-00
		132 min/14	02-11-06
		133/14	01-05-00
		133/14	00-11-06
		126/30	00-11-06

1	2	3	4
			K.-M.-S.
		28	01-15-00
		55	00-05-04
		55 min	00-03-00
		55	00-06-02
		56	00-18-06
		70	00-02-03
		70 min	00-02-03
		70 min	00-02-03
		120/71	00-00-07
		70 min	00-05-04
		70 min	00-00-05
		70 min	00-02-03
		70 min	00-02-03
		70 min	00-02-00
		120/71	00-03-04
		120/71	00-02-03
		120/71	00-02-01
		76 min	00-01-05
		76 min	00-05-00

1	2	3	4
			K.-M.-S.
		76 min	00-02-03
		76 min	00-02-03
		77	00-02-01
		77	01-03-00
		128/83	01-15-00
		139/84	00-04-06
		139/84	00-04-02
		139/84	00-05-04
		139/84	00-04-02
		139/84	00-04-06
		56	00-18-06
		137/86	00-14-07
		90	00-01-04
		92	00-05-04
		92 min	00-05-04
		92 min	00-03-04
		138/84	00-13-05
		88	00-07-07
		88	00-14-07

1	2	3	4
			K.-M.-S.
		144/89	00-05-07
		107 min	00-04-06
		107	01-10-03
		107	00-09-03
		141/109	01-16-00
		141/109	00-10-08
		141/109	00-03-01
		110	01-08-00
		111	00-02-04
		1	02-01-00
		2	05-00-00
		107	06-18-00
		135/79	02-12-00
		141/109	04-14-00
		113	00-13.5-00
		78	02-06-00
		Total	53-16.5-02

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—GENERAL ADMINISTRATION
DEPARTMENT
(Administration Section).

Subject :—Re-constitution of the J&K State Advisory Board for the
Welfare and Development of Scheduled Castes.

Government Order No. 1437-GAD of 2016

Dated 28-12-2016.

In supersession of Government Order No. 1434-GAD of 2010 dated 10-12-2010, the J&K State Advisory Board for the Welfare and Development of Scheduled Castes is hereby reconstituted with the following composition :—

- | | |
|-------------------------|---------------|
| 1. Chief Minister | Chairman |
| 2. Mr. Bushan Lal Dogra | Vice-Chairman |

Special Invitees

3. Deputy Chief Minister
4. Minister for Social Welfare
5. MoS for Social Welfare
6. Mr. Neelam Kumar Langeh, MLA, Ramban (SC)
7. Mr. Dina Nath, MLA, Chenani (SC)
8. Mr. Kuleep Raj, MLA, Hiranagar (SC)
9. Mr. Devinder Kumar Manyal, MLA, Samba (SC)
10. Dr. Gagan Bhagat, MLA, R. S. Pura (SC)
11. Mr. Bali Bhagat, MLA, Raipur Domana (SC)

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12. Dr. Krishan Lal, MLA, Chamb (SC)
 13. Chief Secretary
 14. Administrative Secretary, Planning Development and Monitoring Department.
 15. Principal Secretary to HCM
 16. Administrative Secretary, Finance Department
 17. Administrative Secretary, General Administration Department
 18. Administrative Secretary, Social Welfare Department
 19. Director, Social Welfare, Jammu

Members

- | | |
|---|--------|
| 20. Mr. Bansi Lal Bharti R/o Jammu | Member |
| 21. Mr. N. D. Rajwal R/o Jammu | Member |
| 22. Mr. Balwan Singh R/o Jammu | Member |
| 23. Mr. Raj Kumar R/o Jammu
(Kabir Colony) | Member |
| 24. Mr. Manohar Lal Aryan R/o Doda | Member |
| 25. Ms. Sharda Devi R/o Bahu Fort, Jammu | Member |
| 26. Mr. Shinaki Ram R/o Jammu (Rural) | Member |
| 27. Mr. Jaswant Singh R/o Khour | Member |
| 28. Mr. Sat Pal Pappi R/o R. S. Pura | Member |
| 29. Mr. Shiv Lal Manyal R/o Samba | Member |
| 30. Mr. Gian Chand Bhagat R/o Bhaderwah | Member |

31.	Mr. Subash Bhagat R/o Samba	Member
32.	Ms. Santosh Bhagat R/o Bhaderwah	Member
33.	Capt. Sita Ram R/o Reasi	Member
34.	Mr. Shiv Dass R/o Gurha Kalyal	Member
35.	Mr. Radhey Sham R/o Chenani	Member
36.	Mr. Milkhi Ram R/o Udampur	Member
37.	Mr. Raj Kumar R/o Ram Nagar	Member
38.	Mr. Vijay Thappa R/o Akhnoor	Member
39.	Mr. Gulab Chand R/o Kishtwar	Member
40.	Mr. Om Parkash R/o Nowshera	Member
41.	Mr. Krishan Lal R/o Rajouri	Member
42.	Mr. Khem Chand R/o Bani	Member
43.	Mr. Babu Ram R/o Poonch	Member
44.	Mr. Surinder Kumar R/o Dharmkot	Member
45.	Mr. Vinod Kumar R/o Kathua	Member
46.	Mr. Onkar Chand R/o Bhagocha Chak	Member
47.	Mr. Shiv Ram R/o Majalta	Member
48.	Mr. Swami Raj Bhagat S/o Mr. Tej Ram Bhagat R/o Jhat Gali, Hesil Rajgarh, Ramban	Member
49.	Mr. Suraj Parkash S/o Mr. Nand Lal R/o W. No. 4, Hiranagar	Member

50.	Mr. Chaman Lal Manyal S/o Late Mr. Kirpa Ram R/o Barn Behra More, Bhalwal, Jammu	Member
51.	Mr. Dev Raj Bhagat S/o Mr. Ram Saran R/o Village Palwa, Tehsil Akhnoor, Jammu	Member
52.	Mr. Madan Lal S/o Mr. Major Ram R/o Nai Basti, Bela Zamana, Chhamb	Member
53.	Mr. Sunil Fangotra S/o Mr. Puran Chand Fangotra R/o Pacca Talab, Bahu Fort, Jammu	Member
54.	Mr. Baldev Raj S/o Late Mr. Mani Ram R/o Purmandal, Jammu.	Member
55.	Mr. Tirlok Chand S/o Late Mr. Kaka Ram R/o Rathana, R. S. Pura, Jammu	Member
56.	Mr. Lal Chand Bhagat R/o Kishtwar, (at present Janipur, Jammu)	Member
57.	Capt. (Retd.) Fateh Chand S/o Late Mr. Samma Ram R/o Banota, R. S. Pura, Jammu	Member
58.	Mr. Raj Kumar Bhagat S/o Mr. Lashman Dass R/o Badyal Qazian, R. S. Pura, Jammu	Member
59.	Mr. Sham Lal Bhagat S/o Late Mr. Gian Chand R/o Talab Tillo, Opposite Kamla Palace, Jammu	Member
60.	Ms. Babli Devi W/o Mr. Ashok Kumar R/o Jawahar Nagar, W. No. 5, Rajouri	Member
61.	Ms. Anita Devi W/o Mr. Mahesh Dass R/o Garh Mandi, Samba	Member

62.	Mr. Surjeet Bhagat S/o Mr. Vinayak Ram R/o Nagri Parol, Tehsil Nagri, District Kathua	Member
63.	Ms. Tripta Kumari W/o Mr. Ram Saran R/o Nai Basti, Sujwana, Tehsil Mandal Phalian, Jammu	Member
64.	Mr. Bachan Lal S/o Late Mr. Mangal Dev R/o W. No. 8, Bari Brahmana, Jammu	Member
65.	Mr. Milkhi Ram S/o Late Mr. Chatru Ram R/o Gorda, Tehsil Bhalwal, Jammu	Member
66.	Mr. Yash Pal Bhagat S/o Mr. Ram Dass R/o Chorli, Tehsil Bishnah, Jammu	Member
67.	Mr. G. D. Dogra S/o Late Mr. Charan Dass R/o 97/2 JDA Colony, Roop Nagar, Jammu	Member
68.	Mr. Raj Kumar Lalotra S/o Late Mr. Som Nath Lalotra R/o Maheshpura, Jammu	Member
69.	Mr. Krishan Lal Lehria S/o Mr. Isher Dass R/o W. No. 11, R.S. Pura	Member
70.	Mr. Om Parkash S/o Late Mr. Kirpa Ram R/o Ward No. 4, R. S. Pura, Jammu	Member
71.	Mr. Raj Paul S/o Mr. Naseeb Chand R/o Mesian, R. S. Pura	Member
72.	Mr. Kalmosh Motton S/o Mr. Girdhari Lal R/o Chak Bana, Bishnah	Member
73.	Mr. Badri Nath S/o Late Mr. Gareeb Dass R/o Trikuta Nagar, Jammu	Member
74.	Mr. Girdhari Lal S/o Mr. Bir Chand R/o Bhela, Doda	Member

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|-----|--|--------|
| 75. | Mr. Virinder Kumar S/o Mr. Tirath Lal
Dugga R/o Bhaderwah | Member |
| 76. | Mr. Hans Raj Kalotra S/o Mr. Shiv Ditta
R/o Ward No. 6, Udampur | Member |
| 77. | Mr. Kalu Ram S/o Mr. Gulab Ram
R/o Poonch | Member |
| 78. | Mr. Vijay Anand S/o Mr. Krishan Lal
R/o 191-Dogra Hall, Jammu | Member |
| 79. | Mr. Umesh Kumar R/o Kasim Nagar,
Bahu Fort, Jammu | Member |

By the order of the Government of Jammu and Kashmir.

(Sd.) KHURSHID AHMAD, IAS,

Secretary to the Government,
General Administration Department.



**THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

Vol. 129] Jammu, Thu., the 26th Jan., 2017/6th Magha, 1938. [No. 43

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART II—A

Orders by Heads of Departments.

CHARGE REPORT

Subject :—Handing over and taking over the charge of District Statistics and Evaluation Office, Jammu.

In pursuance to Government Order No. 294-PD of 2016 dated 13-10-2016 issued under endorsement No. PD/HRM/94/2013-II dated 13-10-2016 read with another Government Order No. 295-PD of 2016 issued under endorsement No. PD/HRM/94/2013-II dated 13-10-2016 by the Planning Development and Monitoring Department, J&K Government, Civil Secretariat, Srinagar, we the undersigned have handed over and taken

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over the charge of the post of District Statistics and Evaluation Officer, Jammu today on 24th October, 2016 (Forenoon).

Cash balance in Saving Bank Account No. 2024 on A/c of Honorarium is Rs. 2,39,634/-.

(Sd.) YASH PAUL SHARMA.

Relieved Officer.

(Sd.) KAMAL KUMAR SHARMA.

Relieving Officer.



**THE
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separate compilation.

PART II—B

Notifications, Notices and Orders by Heads of Departments.

OFFICE OF THE COLLECTOR, LAND ACQUISITION
(ADDL. DEPUTY COMMISSIONER), UDHAMPUR.

Revised Final Award

On the indent of Project Director, NHAI, PIU, Jammu vide letter No. PD-JMU-15011/5633 dated 10/01/2007, acquisition proceedings were initiated under Jammu and Kashmir State Land Acquisition Act, Svt. 1990 for the land 21 Kanals 02 Marlas, comprising Khasra No. 780 (00 K601 M), 1530 min (02 K601 M), 1532 min (01 K618 M), 1543 min (01 K616 M), 1554 min (00 K62 M), 1540 min (00 K67 M), 1541 min (00 K608 M), 1542 (00 K605 M), 1544 (00 K610 M), 1546 min (00 K602 M), 1545 min (00 K606 M), 1547 min (00 K609 M), 1548 (00 K610 M), 1549 min (00 K618 M), 1559 min ((00 K618 M), 1560 (00 K611 M), 1561 min (01K608 M), 1568 min (00 K607 M), 1571 min (00 K602 M64 Sarsai), 1572 (00 K608 M), 1573 (00 K615 M), 1574 min (00 K609 M65 Sarsai), 1575 min (06 K610 M) situated at Village Phangyal, Tehsil and District Udhampur for four lanning/widening of National Highway. The revenue documents were got prepared for the land under acquisition

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from revenue field agency and the indenting department was requested for authentication of the same which were returned duly authenticated by the indenting department.

Accordingly, notification under section 4 (1) of the J&K State Land Acquisition Act, was issued vide No. LA/ADC/406-14 dated 30/08/2012 and was served upon the owners/interested persons through Tehsildar, Udhampur. In reference to the above said notification issued under section 4(1) of the Jammu and Kashmir Land Acquisition, 09 numbers of land owners/interested persons filed their objections in writing before this Collector for consideration. An enquiry was conducted in accordance under sections 5-A [2] of J&K Land Acquisition Act by this Collectorate. Objections were not found on merits in the interest of National Project such as widening of National Highway. The detailed report along with requisite papers were submitted to the District Collector (Deputy Commissioner), Udhampur for kind perusal vide No. 841/LA/ADC dated 23/02/2013 who conveyed the directions for proceeding further in the instant case.

In order to proceed further in the matter in light of SRO-235 issued by the Secretary to Government, Revenue Department under endorsement No. Rev/LAJK/123/2006 dated 11/08/2009 and SRO No. 236 issued by the Hon'ble Revenue Minister, J&K vide No. Rev/LAJK/123/2006 dated 22/02/2011, District Collector (Deputy Commissioner), Udhampur was requested for obtaining of declaration under sections 6 & 7 of the Land Acquisition Act vide letter No. 920-24/LA/ADC dated 25/03/2013. The District Collector (Deputy Commissioner), Udhampur further requested the competent authority for issuance of notification under sections 6 & 7 vide No. DC/U/SQ/114-18 dated 15/04/2012. Accordingly the notification under sections 6, 7 & 17 of the J&K State Land Acquisition Act was issued by the Government of J&K, Revenue Department vide Notification No. 27-RD of 2013 and conveyed vide endorsement No. Rev/LAJ/91/2013 dated 29/08/2013.

Consequently notification under sections 9 & 9 A was issued and served upon the land owners/interested persons and also got pasted on conspicuous place where the proposed land is located and the indenting department vide this Collectorate No. 417-25/LA/ADC dated 08/10/2013 to state the nature of their respective interests in the land and amount and particulars of the claims to compensation for such interests and their objections for their measurement of land, if any. The indenting department

öIn the meantime, status quo with regard to petitioner's property shall be maintained till such time the requisite compliance of sections 5 (a) & 6 of the Land Acquisition Act is madeö.

Principle of compensation :

The Tehsildar, Settlement, Udhampur vide his No. 583/STUR dated 21/08/2012 at the time of preparation of revenue papers has intimated the proceeding three years average sale deed rates @ Rs. 2,00,849/- and recommended the market rate to the tune of Rs. 15,00,000/- per Kanal. The land under acquisition falls in Village Phangyal. The land in question bears agriculture potential value. The Stamp Duty rates per kanal for the year 2013-14 notified for the Village Phangyal are Rs. 5.00 Lac for Irrigated, Rs. 4.00 Lac for Unirrigated/Uncultivable land and Rs. 7.50 Lac for small piece of land per kanal. The Collector, Land Acquisition (Addl. Deputy Commissioner), Udhampur recommended a rate per kanal of Rs. 7.00 Lacs for Warhal Awal, Rs. 6.00 Lacs for Warhal-II, Rs. 5.50 Lacs for Banjar Qadeem and Rs. 5.00 Lacs for Gair Mumkin land.

The rates recommended by the Collector have been discussed in the meeting of Collectors chaired by District Collector (Deputy Commissioner), Udhampur on 06/08/2014 and a rate of Rs. 7.00 Lacs for Warhal Awal, Rs. 6.00 Lacs for Warhal-II, Rs. 5.50 Lacs for Banjar Qadeem and Rs. 5.00 Lacs for Gair Mumkin land per kanal was agreed in the instant case. This rate will be effective only for the Khasra Nos. indicated in the notification issued by this Collectorate.

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On the basis of rate approved by the Committee of Collectors under the Chairmanship of District Collector (Deputy Commissioner), the amount of compensation is worked out as under :

1. Compensation of land measuring (21 K602 M)

(i) Compensation of W. Changi land measuring (12 Kó10 M) @ Rs. 7.00 Lac per Kanal	=Rs. 87,50,000/-
(ii) Compensation of W. Mandi land measuring (02 Kó06 M) @ Rs. 6.00 Lac per Kanal	=Rs. 13,80,000/-
(iii) Compensation of B. Qadeem land measuring (03 Kó19 M) @ Rs. 5.50 Lac per Kanal	=Rs. 21,72,500/-
(iv) Compensation of Gair Mumkin land measuring (02 Kó07 M) @ Rs. 5.00 Lac per Kanal	=Rs. 11,75,000/-
(v) Total Compensation of land	=Rs. 1,34,77,500/-
(vi) Jabarana @ 15%	=Rs. 20,21,625/-
(vii) Grand Total	=Rs. 1,54,99,125/-

therefore, Superintending Engineer, PWD (R&B) Circle, Udhampur, was requested to make assessment of the structures. Accordingly, the Superintending Engineer, PWD (R&B) Circle, Udhampur furnished the assessment of structures for Rs. 39,33,100-00/-. The details of which is hereunder :66

S. No.	Name of structure owner	Total amount assessed
1	2	3
01.	Smt. Sheelo Devi W/o Isher Dass	2,33,400-00
02.	Sh. Som Raj S/o Thakur Dass	91,800-00
03.	Sushil S/o Soom Nath	1,63,300-00
04.	Sh. Des Raj S/o Mast Ram	32,000-00
05.	Smt. Raj Kumari W/o Sh. Yog Raj Mahajan	52,500-00
06.	Sh. Jeet Kumar S/o Dhani Ram Brahmin	4,06,900-00
07.	Sh. Sant Singh S/o Sardar Singh	7,13,500-00
08.	Sh. Paras Ram S/o Gangu	3,01,200-00

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09. Sh. Suraj Parkash S/o Dhani Ram	19,38,500-00
Total	39,33,100-00

No fruit/non-fruit bearing trees was involved in the instant case.

Accordingly, in terms of SRO-235 read with SRO-236 dated 11/08/2009, the amount involved in the award falls within the pecuniary jurisdiction of Divisional Commissioner, Jammu, therefore, the draft award as per approved rates has been prepared and submitted to the Divisional Commissioner, Jammu by the District Collector (Dy. Commissioner), Udhampur for accord of sanction of awarded amount vide letter No. DCU/SQ/2778-83 dated 24/10/2015. The Divisional Commissioner, Jammu vide No. 502/2056/Acq/NHAI/Phangyal/Udr/15/2019 dated 03/11/2015, conveyed the sanction of rates which is as under :

S. No.	Particulars of land compensation	Amount
01.	Compensation of W-Changi land measuring 12 knls. 10 mls. @ Rs. 6.90 Lac p/k	Rs. 86,25,000-00
02.	Compensation of W-Mandi land measuring 2 knls. 6 mls. @ Rs. 6.00 Lac p/k	Rs. 13,80,000-00
03.	Compensation of B-Qadeem land measuring 03 knls. 19 mls. @ Rs. 5.50 Lac p/k	Rs. 21,72,500-00
04.	Compensation of Gair Mumkin land measuring 02 knls. 07 mls. @ Rs. 5.00 Lac p/k	Rs. 11,75,000-00
05.	Cost of structures	Rs. 39,33,100-00
06.	Jabrana @ 15% as admissible in compulsory mode of acquisition in terms of section 23 (2) of J&K LA Act, 1990 Svt. on the amount of compensation of land	Rs. 25,92,840-00
07.	Administrative charges @ 0.5%	Rs. 99,392,00
	Total amount of land compensation	Rs. 1,99,77,832-00

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 Based on total compensation mentioned above, the apportionment
 statement is as under :

Apportionment

S. No.	Name of Village	Name of Owners	Name of cultivation	Name of cultivation
1	2	3	4	5
01.	Phangyal	Faquire Chand S/o Dhusoo Brahman R/o Deh	Self - Cultivation	Self - Cultivation
02.	do.	Rakesh Kumar S/o Bodh Raj, 01 Kanal 05 Marlas, Mst. Raj Kumari W/o Jog Raj, 03 Kanal 06 Marla Mahajan, Udhampur.	Maqbuza Malikan	Maqbuza Malikan
03.	do.	Rajesh Kumar Gupta S/o Shiv Charan Gupta 01 Kanal 17 Marlas Yash Paul S/o Bishwa Nath 01 Kanal 12 Maral Mahajan R/o Udhampur	Self- Cultivation	Self- Cultivation
04.	do.	Mst. Sheelo Devi W/o Isher Dass Brahmin R/o Deh	Self- Cultivation	Self- Cultivation
05.	do.	Madan Lal S/o Balla Brahmin R/o Deh	Maqbuza Khud	Maqbuza Khud
06.	do.	Joginder Singh S/o Jodh Singh Sikh R/o Deh	Self- Cultivation	Self- Cultivation
07.	do.	Jaswant Singh S/o Karnail Singh Sikh R/o Deh	Self- Cultivation	Self- Cultivation
08.	do.	Jeet Kumar S/o Dhani Ram Brahmin, R/o Pinger, Tehsil Ramnagar.	Maqbuza Khud	Maqbuza Khud
09.	do.	Suraj Parkash S/o Dhani Ram Brahmin, R/o Pinger, Tehsil Ramnagar.	Maqduza Khud	Maqduza Khud
10.	do.	Ashok Kumar 01 Kanal 18 Marlas, Ramesh Kumar 01 Kanal 01 Marla Sons Mst. Veena, Mst. Kali dtr. Mst. Thakri W/o Late Krishnu in equal share 03 Kanals 03 Marlas Masha R/o Deh.	Self- Cultivation of Ashok Kumar Co-Share	Self- Cultivation of Ashok Kumar Co-Share

Apportionment

K. No.	Area	Kind of soil	Rate of land (in Lac per Kanal)	Compensation of land	15% Jabrana	Compensation of land 15% Jabrana. Total Compensation on including 15% Jabrana
6	7	8	9	10	11	12
780	K6M6S 00601600	W. Changi	6.90	34500	5175	39675
1530 min	02601600	B. Q	5.50	1127500	169125	1296625
1532 min	01618600	W. Changi	6.90	1311000	196650	1507650
1543 min	01616600	W. Changi	6.90	1242000	186300	1428300
1554 min	00602600	G. M. Gali	5.00	50000	7500	57500
1540 min	00607600	W. Changi	6.90	241500	36225	277725
1541	00608600	W. Changi	6.90	276000	41400	317400
1542	00605600	G. M Kotha	5.00	125000	18750	143750
1544	00610600	G. M. Makaan & Sehan	5.00	250000	37500	287500
1546	00602600	W. Changi	6.90	69000	10350	79350

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11.	Phangyal	Mst. Sheelo Devi W/o Ishar Dass Brahmin R/o Deh	Maqbuza Khud	Maqbuza Khud
12.	do.	Sushil S/o Som Nath Mahajan R/o Udhampur	Maqbuza Khud	Maqbuza Khud
13.	do.	Jaswant Singh S/o Karnail Singh Sikh R/o Deh	Self- Cultivation	Self- Cultivation
14.	do.	Madan Lal S/o Balla Brahmin R/o Deh	Under Cultivation of Sant Singh S/o Sardar Singh Sikh R/o Deh occupant	Under Cultivation of Sant Singh S/o Sardar Singh Sikh R/o Deh occupant
15.	do.	Ramesh Kumar, Sudesh Kumar, Kali Dass, Ganesh Kumar, Surinder Kumar Sons in equal 40 Shares, Mst. Makhnu Devi Mst. Shakti Devi dtrs. Probodh Chand in equal share 2 share out of 06 Kanals 09 Marlas Rajinder Kumar, Jandhar Kumar sons in equal 14 share, Mst. Sunita Devi, Mst. Rita Devi Mst. Vanita Devi, dtrs. Mst. Koushlya Devi Wd/o Nanak Chand in equal Share 04 share out of 06 Kanals 13 Marlas Govind Ram Son of Son Mst. Amari, Mst. Geeta in equal share 20 Kanals 05 Marlas Mst. Kaisru 05 Kanals 12 Marlas dtrs. Mst. Lakhmi 06 Kanals 14 Marlas Wd/o Vasudev, Vijay Kumar 05 Kanal 04 Marla Ravi Kumar 06 Kanals 02 Marlas, Rakesh Kumar 07 Kanals 10 Marla, Sons Mst. Sushma Devi, Mst. Shoba Devi, Mst. Soni Devi, Mst. Reeta Devi, Mst. Rama Devi dtrs. Mst. Chanchla Devi Wd/o Dina Nath in equal share 04 Kanals 10 Marlas, Bodh Raj 04 Marlas, Om Parkash 14 Marlas, Subash Chander 14 Marlas Ss/o Ram Lal, Kuldeep Kumar 15 Marlas, Vinod Kumar 01 Kanal 01 Marla Sons, Mst. Krishani Devi Wd/o Hari Chand	Self- Cultivation of Om Parkash, Subash Chander Ss/o Ram Lal Co-Sharer in equal Share	Self- Cultivation of Om Parkash, Subash Chander Ss/o Ram Lal Co-Sharer in equal Share

1559 min	00618600	W. Mandi	6.00	540000	81000	621000
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16.	do.	Kamal Kishore S/o Shiv Charan Mahajan R/o Udhampur	Maqbuza Khud	Maqbuza Khud
17.	do.	Ramesh Kumar and others as per item No. 15	Self-Cultivation of Krishan Lal Ss/o Mani Ram Co-Sharer	Self-Cultivation of Krishan Lal Ss/o Mani Ram Co-Sharer
18.	do.	Ramesh Kumar and others as per item No.15	Maqbuza Bodh Raj, Ashwani Kumar, Om Parkash, Subash Chander Ss/o Ram Lal in equal share 01 Kuldeep Kumar, Vinod Kumar Ss/o Hari Chand in equal 01 share, Mohan Lal S/o Mani Ram 01 Share Co-shares	Maqbuza Bodh Raj, Ashwani Kumar, Om Parkash, Subash Chander Ss/o Ram Lal in equal share 01 Kuldeep Kumar, Vinod Kumar Ss/o Hari Chand in equal 01 share, Mohan Lal S/o Mani Ram 01 Share Co-shares
19.	do.	Des Raj S/o Mast Ram Brahmin R/o Sirha, Tehsil Chanani.	Maqbuza Khud	Maqbuza Khud
20.	do.	Paras Ram S/o Gangu Chamair R/o Deh.	Maqbuza Khud	Maqbuza Khud
21.	do.	Som Raj S/o Thakar Dass Alias Thakar Dutt Chamar R/o Udhampur.	Maqbuza Khud	Maqbuza Khud

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1561	01608600	W. Mandi.	6.00	840000	126000	966000
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1573	00615600	B. Q.	5.00	412500	61875	474375
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22.	Phangyal	Ramesh Kumar S/o Amar Nath Yogi R/o Chak Rakhwala, Raj Kumar S/o Vasdev R/o Kethil Brahman in equal share.	Maqbuza Khud	Maqbuza Khud
23.	do.	Bansi Lal, Balwant Singh, Dewan Singh, Joginder Singh, Arjun Singh, Ajeet Singh, Sagar Singh in equal share 09 share sons Mst. Makhnu Devi, Mst. Muna Devi dtrs. Mst. Shanti Wd/o Ram Dita equal 6 share out of 37 Kanals 13 Marlas, Chuni Lal Son 03 Share Mst. Shanti Devi D/o Nath 01 Share out of 13 share. Kesri Singh, Kaka Ram, Tirlok Singh, Gandhrav Singh, Ram Singh in equal share 65 share. Mst. Bui Mst. Kamlu Mst. Pushpa Mst. Kamal Dai, D/o Lakshman Dass in equal share 4 share Balbir Singh, Vijay Kumar Singh, Sohan Singh, Sons of Mann Singh, in equal share 13 shares Mst. Rani D/o Mst. Durgu 01 share out of 37 Kanals 13 Marlas. Mst. Darshana Devi, D/o Dharmu 14 Kó 11 M, Roop Chand S/o Devi Dass 09 Kó 11 M, Tej Ram, Panjab Singh, Suram Singh, Sunder Singh, Prem Singh, in equal shares 40 shares, Mst. Dhani Devi, Mst. Saroti Devi Dtrs. of Mangtu in equal shares 2 shares, out of 01 share, Ram Singh Hukam Singh sons in equal shares 14 shares, Mst. Godhavri, Mst. Savatri Devi Dtrs. Mst. Kesru Wd/o Fana in equal shares 3 shares, Ashok Kumar, Kabir Singh sons in equal to 10 shares, Mst. Sushma Devi, Mst. Neelama Devi D/o Mst. Shanti Devi in equal 2 shares out of 01 share, Anant Ram, Amar Nath, S/o Gangu in equal share, 2 shares Munshi Ram, Rashpal Singh, Kuldeep Singh, Romal Singh, Gandhrav Singh, Kartar Singh, Balwant Singh, Sons in equal shares 70 shares, Mst. Vanti Devi	Mandir Jagan Nath Ji Maharaj situated in Village Ishar Dass S/o Khoju Brahman R/o Deh Mohatmum (Manager) Som Parkash & Kaka Ram Ss/o Ishar Dass Brahmin R/o Deh Maroosi U/s 05 of Tenancy Act in equal shares. Under cultivation of Ved Parkash, Saroop Kumar, Surinder Kumar, Kewal Kumar, Ss/o Amar Chand Brahmin R/o Deh in equal Share protected tenants vide Mutation No. 239 by order of Deputy Commissioner, Udhampur-pur status	Mandir Jagan Nath Ji Maharaj situated in Village Ishar Dass S/o Khoju Brahman R/o Deh Mohatmum (Manager) Som Parkash & Kaka Ram Ss/o Ishar Dass Brahmin R/o Deh Maroosi U/s 05 of Tenancy Act in equal shares. Under cultivation of Ved Parkash, Saroop Kumar, Surinder Kumar, Kewal Kumar, Ss/o Amar Chand Brahmin R/o Deh in equal Share protected tenants vide Mutation No. 239 by order of Deputy Commissioner, Udhampur-pur status

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1575	min	06610600	W.Changi	6.90	4485000	672750	5157750
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[illegible]

quo vide	quo vide
No. 257-58/	No. 257-58/
Am dated	Am dated
1061262011	1061262011
in case Ved	in case Ved
Parkash &	Parkash &
Ors. V/s. Kaka	Ors. V/s. Kaka
Ram & Ors.	Ram & Ors.
regarding	regarding
appeal against	appeal against
order of	order of
Mutation	Mutation
No. 642	No. 642
passed on	passed on
13612659	13612659

Total

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6 7 8 9 10 11 12
KóMóS

21602600 13352500 20002875 15355375

During the acquisition proceeding under J&K State Land Acquisition Act in the case mentioned hereinabove, after receiving the declaration under sections, 6, 7 & 17 of the said Act, and fixation of rates of the land and assessment of the structures by the line departments under acquisition, 80% payment of compensation of land and structures was tendered in favour of the rightful claimants who turn for their due compensation and a notice under section 12 of J&K Land Acquisition Act, vide No. LA/ADC/447-48 dated 15/10/2015 was issued to inform those claimants/occupants to get their due compensation within ten days who did not turn for receiving the compensation. The said notice was served upon to the said interested persons and copies of the said notice were pasted at conspicuous places but they did not turn to receive their due compensation. Another notice under section 12 of J&K State Land Acquisition Act was issued by this Collectorate vide No. LA/ADC/551-52 dated 17/11/2015 wherein the said owners/occupants were advised to receive their due compensation and were also directed/ordered to vacate the said structures within one week and the copies of this notice was also pasted on conspicuous places, but the said owners/occupants/claimants did not respond.

However, these land/structures/owners/occupants were continuously objecting the land acquisition process since from issuance of notification under section 4(1) and 9, 9-A and some of them challenged the said acquisition in different Civil Courts including before the Hon'ble High Court.

The undersigned has time to time convened meetings with these land owners/occupants of the structures and has persuaded them to remove their structures at their own and withdraw the cases from respective Civil Courts, so that execution of such a Mega Project i. e. construction of four lane project can be started well in time and completed in the time frame. Out of some land owners/some occupants of structures under acquisition mentioned hereinabove namely (1) Suraj Parkash S/o Dhani Ram, (2) Jeet Kumar S/o Dhani Ram, (3) Paras Ram S/o Gango and (4) Balwant Kour W/o Late Sant Singh made a representation before the Deputy Commissioner, Udhampur on 28/03/2016 to seek his indulgence for providing them an alternate land/accommodation before displacing them from acquired land/residential houses.

As the structures/residential houses and commercial establishment existed upon the acquired land were dismantled by the owners/occupants mentioned hereinabove at their own, the concerned file was submitted

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to the then Deputy Commissioner, Udhampur on 10/05/2016. The then
Deputy Commissioner, Udhampur conveyed approval on file at para
No. 10 on 17/05/2016 which reproduces as under :

öI. Issue of bottlenecks in land acquisition for NHW was
examined regularly in several meeting headed by the Chief
Secretary and it was repeatedly stressed for resolving the issue
of Phangyal to avoid delays. The owners repeatedly approached
this office with petitions that they will be rendered landless, they
later agreed and dismantled houses at their own which was
inspected by the Divisional Commissioner also.

öII. The case presented in pre-paras has been examined in
detail. The J&K Land Acquisition Act and rules thereof contain
sufficient provisions for providing land in lieu of land acquired
under peculiar circumstance. The valuation of land acquired and
being considered for allotment may also be taken in account.
Please proceed accordingly, approved.

As the District Collector conveyed his approval to this Collectorate
on 17/05/2016 on concerned file. This Collectorate vide No. LA/ADC/
374-75 dated 14/06/2016 invited comments/objections with specific
recommendations from the National Highway Authorities of India being
the indenting department as the land proposed by the concerned Tehsildar
for making award in lieu of cash the interested persons also in the legal
possession of the National Highway Authority of India. The Project Director,
NHAI, PIU, Jammu vide his No. PD/JMU/LA/Udh/2015-16/1325 dated
25/07/2016 conveyed his consent that NHAI has no objection if the land
measuring 2 Kanals 02 Marlas 06 Sarsai out of Khasra No. 1579 min under
By-pass road situated at Village Phangyal is allotted to the persons mentioned
hereinabove subject to the conditions that compensation of the land coming

No. 43] The J&K Govt. Gazette, 26th Jan., 2017/6th Magha, 1938. 591
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under the National Highway four lane shall not be paid to them. Since the
delay in construction work of such a Mega Project can cause huge financial
loss to the Government. This Collectorate has already submitted the
case under sections 18 and 32 (2) before District Civil Court, Udhampur
and whole compensation left out for disbursement in respect of those
land/structures owners/occupants who did not turn for receiving the same
from this Collectorate have been deposited vide Cheque No. 052621 dated
18/01/2016 in the court mentioned hereinabove including compensation of
land/structures of those land owners/occupants who has represented before
the Deputy Commissioner, Udhampur for the compensation in the shape of
land in lieu of cash and they have submitted their affidavits with the
declaration that they have not received the land compensation from the
concerned court and they shall not claim for cash compensation from the
concerned court and they shall not claim for cash compensation for the
same in future if they are provided the alternate land in lieu of cash.

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Therefore, the revised apportionment statement is as under :—

Revised Apportionment Statement

S. No.	Name of Village	Name of Owners	Name of cultivation	Name of cultivation
1	2	3	4	5
01.	Phangyal	Faquire Chand S/o Dhusoo Brahman R/o Deh	Self - Cultivation	Self - Cultivation
02.	do.	Rakesh Kumar S/o Bodh Raj, 01 Kanal 05 Marlas, Mst. Raj Kumari W/o Jog Raj, 03 Kanal 06 Marla Mahjan, Udhampur.	Maqbuza Malikan	Maqbuza Malikan
03.	do.	Rajesh Kumar Gupta S/o Shiv Charan Gupta 01 Kanal 17 Marlas Yash Paul S/o Bishwa Nath 01 Kanal 12 Maral Mahajan R/o Udhampur	Self-Cultivation	Self-Cultivation
04.	do.	Mst. Sheelo Devi W/o Isher Dass Brahmin R/o Deh	Self-Cultivation	Self-Cultivation
05.	do.	Madan Lal S/o Balia Brahmin	Maqbuza Khud	Maqbuza Khud
06.	do.	Joginder Singh S/o Jodh Singh Sikh R/o Deh	Self-Cultivation	Self-Cultivation
07.	do.	Jaswant Singh S/o Karnail Singh Sikh R/o Deh	Self-Cultivation	Self-Cultivation
08.	do.	Jeet Kumar S/o Dhani Ram Brahmin, R/o Pinger, Tehsil Ramnagar.	Maqbuza Khud	Maqbuza Khud

	6	7	8	9	10	11	12	13
	KôMôS							
780	00601600	W. Changi	6.90	34500	5175	39675		
1530 min	02601600	B. Q.	5.50	1127500	169125	1296625		
1532 min	01618600	W. Changi	6.90	1311000	196650	1507650		
1543 min	01616600	W. Changi	6.90	1242000	186300	1428300		
1554 min	00602600	G. M. Gali	5.00	50000	7500	57500		
1540 min	00607600	W. Changi	6.90	241500	36225	277725		
1541	00608600	W. Changi	6.90	276000	41400	317400		
1542	00605600	G. M. Kotha	5.00	125000	18750	143750	land measuring 05 mls. out of Khasra No. 1579 situated at Village Phangyal, Tehsil & District Udhampur is hereby	

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 1 2 3 4 5
 awarded
 in favour
 of the
 owner in
 lieu of
 cash
 compensa-
 tion

09. Phangyal Suraj Parkash S/o Dhani Ram Brahmin, Maqbuza Maqbuza
 R/o Pinger, Tehsil Ramnagar. Khud Khud

10. do. Ashok Kumar 01 Kanal 18 Marlas, Self- Self-
 Ramesh Kumar 01 Kanal, 01 Marla Cultivation Cultivation
 Sons Mst. Veena, Mst. Kali dtr. of Ashok of Ashok
 Mst. Thakri W/o Late Krishnu in Kumar Kumar
 equal share 03 Kanals 03 Marlas Co-Share Co-Share
 Masha R/o Deh.

11. do. Mst. Sheelo Devi W/o Ishar Dass Maqbuza Maqbuza
 Brahmin R/o Deh. Khud Khud

12. do. Sushil S/o Som Nath Mahajan Maqbuza Maqbuza
 R/o Udhampur. Khud Khud

13. do. Jaswant Singh S/o Karnail Singh Self- Self-
 Sikh R/o Deh. Cultivation Cultivation

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1544	00610600	G. M. Makaan & Sehan	5.00	250000	37500	287500	land measuring 10 mls. out of Khasra No. 1579 situated at Village Phangyal, Tehsil & District Udhampur is hereby awarded in favour of the owner in lieu of cash compensation
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1546	00602600	W.Changi	6.90	69000	10350	79350
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1545	min	00606600	G. M. Gali	5.00	150000	22500	172500
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1547 min 00609600 G. M. Plinth 5.00 225000 33750 258750

1548	00610600	W. Changi	6.90	345000	51750	396750
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14.	Phangyal	Madan Lal S/o Balia Brahmin R/o Deh.	Under Cultivation of Sant Singh S/o Sardar Singh Sikh R/o Deh occupant.	Under Cultivation of Sant Singh S/o Sardar Singh Sikh R/o Deh occupant.
15.	do.	Ramesh Kumar, Sudesh Kumar, Kali Dass, Ganesh Kumar, Surinder Kumar Sons in equal 40 Shares, Mst. Makhnu Devi Mst. Shakti Devi dtrs. Probodh Chand in equal share 2 share out of 06 Kanal 09 Marla Rajinder Kumar, Jandhar Kumar sons in equal 14 share, Mst. Sunita Devi, Mst. Rita Devi Mst. Vanita Devi, dtrs. Mst. Koushiya Devi Wd/o Nanak Chand in equal Share 04 share out of 06 Kanals 13 Marlas Govind Ram Son of Mst. Amari, Mst. Geeta in equal share 20 Kanal 05 Marla Mst. Kaisru 05 Kanal 12 Marlas dtrs. Mst. Lakhmi 06 Kanal 14 Marla Wd/o Vasudev, Vijay Kumar 05 Kanal 04 Marla Ravi Kumar 06 Kanal 02 Marlas, Rakesh Kumar 07 Kanal 10 Marla, Sons Mst. Sushma Devi, Mst. Shoba Devi, Mst. Soni Devi, Mst. Reeta Devi, Mst. Rama Devi dtrs. Mst. Chanchla Devi Wd/o Dina Nath in equal share 04 Kanal 10 Marla, Bodh Raj 04 Marla, Om Parkash 14 Marla, Subash Chander 14 Marla Ss/o Ram Lal, Kuldeep Kumar 15 Marla, Vinod Kumar 01 Kanal 01 Marla Son, Mst. Krishani Devi Wd/o Hari Chand 07 Marlas, Ajay Kumar Son 04 Share, Mst. Anita Kumari Daughter, Mst. Satya Devi Wd/o Ashwani Kumar with 2 Share in equal out of 06 Marla, Krishan Lal 01 Kanal 14 Marla, Mohan Lal 2 Kanal 12 Marla Ss/o Mani Ram Brahmin R/o Deh.	Self-Cultivation of Om Parkash, Subash Chander Ss/o Ram Lal Co-Sharer in equal Share.	Self-Cultivation of Om Parkash, Subash Chander Ss/o Ram Lal Co-Sharer in equal Share.
16.	do.	Kamal Kishore S/o Shiv Charan Mahajan R/o Udhampur	Maqbuza Khud	Maqbuza Khud

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1559 min	00618600	W. Mandi	6.00	540000	81000	62100
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1560	00611600	B. Q.	5.50	302500	45375	347875
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17.	Phangyal	Ramesh Kumar and others as per item No. 15	Self-Cultivation of Krishan Lal S/o Mani Ram Co-Sharer	Self-Cultivation of Krishan Lal S/o Mani Ram Co-Sharer
18.	do.	Ramesh Kumar and others as per item No.15	Maqbuza Bodh Raj, Ashwani Kumar, Om Parkash, Subash Chander Ss/o Ram Lal in equal share 01 Kuldeep Kumar, Vinod Kumar Ss/o Hari Chand in equal 01 share, Mohan Lal S/o Mani Ram 01 Share Co-shares	Maqbuza Bodh Raj, Ashwani Kumar, Om Parkash, Subash Chander Ss/o Ram Lal in equal share 01 Kuldeep Kumar, Vinod Kumar Ss/o Hari Chand in equal 01 share, Mohan Lal S/o Mani Ram 01 Share Co-shares
19.	do.	Des Raj S/o Mast Ram Brahmin R/o Sirha, Tehsil Chanani	Maqbuza Khud	Maqbuza Khud
20.	do.	Paras Ram S/o Gangu Chamair R/o Deh.	Maqbuza Khud	Maqbuza Khud

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1568 min	00607600	G. M. Gali	5.00	175000	26250	201250
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1572	00608600	G. M. Kotha	5.50	200000	30000	230000	land measuring 08 mls. out of Khasra No. 1579 situated at Village Phangyal, Tehsil & District Udhampur is hereby awarded in favour
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21.	Phangyal	Som Raj S/o Thakar Dass Alias Thakar Dutt Chamar R/o Udhampur.	Maqbuza Khud	Maqbuza Khud
22.	do.	Ramesh Kumar S/o Amar Nath Yogi R/o Chak Rakhwala, Raj Kumar S/o Vasdev R/o Kethil Brahman in equal share.	Maqbuza Khud	Maqbuza Khud
23.	do.	Bansi Lal, Balwant Singh, Dewan Singh, Joginder Singh, Arjun Singh, Ajeet Singh, Sagar Singh in equal share 09 share sons Mst. Makhnu Devi, Mst. Muna Devi dtrs. Mst. Shanti Wd/o Ram Dita equal 6 share out of 37 Kanals 13 Marlas, Chuni Lal Son 03 Share Mst. Shanti Devi D/o Nath 01 Share out of 13 share. Kesri Singh, Kaka Ram, Tirlok Singh, Gandhrav Singh, Ram Singh in equal share 65 share. Mst. Bui Mst. Kamlu Mst. Pushpa Mst. Kamal Dai, D/o Lakshman Dass in equal share 4 share Balbir Singh, Vijay Kumar Singh, Sohan Singh, Sons of Mann Singh, in equal share 13 shares Mst. Rani D/o Mst. Durgu 01 share out of 37 Kanal 13 Marla. Mst. Darshana Devi, D/o Dharmu 14 Kó 11 M, Roop Chand S/o Devi Dass 09 Kó11 M, Tej Ram, Panjab Singh, Suram Singh , Sunder Singh, Saroop Prem Singh, in equal shares 40 shares, Mst. Dhani Devi, Mst. Saroti Devi Dtrs. of Mangtu in equal shares 2 shares, out of 01 share, Ram Singh, Hukam Singh sons in equal shares 14 shares , Mst. Godhavri, Mst. Savatri Devi Dtrs. Mst. Kesru Wd/o Fana in equal shares 3 shares, Ashok Kumar, Kabir Singh	Mandir Jagan Nath Ji Maharaj situated in Village Ishar Dass S/o Khoju Brahman R/o Deh Mohatmum (Manager) Som Parkash & Kaka Ram Ss/o Ishar Dass Brahmin R/o Deh Maroosi U/s 05 of Tenancy Act in equal shares. Under cultivation of Ved Parkash, Saroop Kumar, Surinder Kumar, Kewal Kumar, Ss/o Amar Chand Brahmin	Mandir Jagan Nath Ji Maharaj situated in Village Ishar Dass S/o Khoju Brahman R/o Deh Mohatmum (Manager) Som Parkash & Kaka Ram Ss/o Ishar Dass Brahmin R/o Deh Maroosi U/s 05 of Tenancy Act in equal shares. Under cultivation of Ved Parkash, Kumar, Surinder Kumar, Kewal Kumar, Amar Chand Brahmin

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of the
owner in
lieu of
cash
compensa-
tion

1574	min	00609605	B. Q.	5.50	262778	39417	302194
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1575	min	06ó10ó00	W.Changi	6.00	4485000	672750	5157750
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sons in equal to 10 shares, Mst. Sushma Devi, Mst. Neelama Devi D/o Mst. Shanti Devi in equal 2 shares out of 01 share, Anant Ram, Amar Nath, Ss/o Gangu in equal share, 2 shares Munshi Ram, Rashpal Singh, Kuldeep Singh, Romal Singh, Gandhrav Singh Kartar Singh, Balwant Singh, Sons in equal shares 70 shares. Mst. Vanti Devi Mst. Geeta Devi Dtrs. of Jagat Ram in equal share 02 shares out of 01 share out of 85 K605M Thakar R/o Deh.	R/o Deh in equal Share protected tenants vide Mutation No. 239 by order of Deputy Commissioner, Udham-pur status quo vide No. 257-58/ Am dated 1061262011 in case Ved Parkash & ors. V/s. Kaka Ram & Ors. regarding appeal against order of Mutation No. 642 passed on 13612659	R/o Deh in equal Share protected tenants vide Mutation No. 239 by order of Deputy Commissioner, Udham-pur status quo vide No. 257-58/ Am dated 1061262011 in case Ved Parkash & ors. V/s. Kaka Ram & Ors. regarding appeal against order of Mutation No. 642 passed on 13612659
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Detail :
 1. Land compensation for land measuring 19 K619 M including Jabrana @ 15% = Rs. 14694125.00.
 2. Compensation of structures including Jabrana @ 15% = Rs. 4523065.00.
 3. Cash Compensation for which the land in lieu of cash compensation awarded = Rs. 661250.00.
 Total Rs. 19878440.00

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[illegible]

13352500 2002875 15355375 01K603M

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In light of the above, I, Angrez Singh Rana, KAS, Collector, Land Acquisition (Addl. Deputy Commissioner), Udhampur in exercise of powers vested in me under section 11 of Land Acquisition Act, Svt. 1990 and the provisions contained in Rule 54 of Land Acquisition Rules, hereby issue the revised final award for an amount of Rs. 1,92,17,190-00 (Rupees one crore ninety two lakh seventeen thousand one hundred and ninety only) for the land measuring 19 kanal 19 marla and cost of structures including Jabrana and land measuring 01 kanal 03 marla out of Kh. No.1579 min situated at Village Phangyal, Tehsil and District Udhampur in lieu of Rs. 6, 61,250/- (Rupees six lakh sixty one thousand two hundred and fifty only) falling at Sr. Nos. 8, 9 & 20 of revised apportionment statement and administrative charges @ 0.5% to the tune of Rs. 99,392/- instead to final award issued vide this Collectorate No. LA/ADC/590-95 dated 04/12/2015.

Collector, Land Acquisition
(Addl. Dy. Commissioner),
Udhampur.



THE JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 129] Jammu, Thu., the 26th Jan., 2017/6th Magha, 1938. [No. 43

Separate paging is given to this part in order that it may be filed as a
separate compilation.

ADVERTISEMENTS—C

POLICE HEADQUARTERS, J&K, JAMMU.

Important Notice

Reference :—This Hqrs. e-NIT No. 01 of 2017 dated 10-01-2017.

e-NIT No. 01 of 2017 dated 10-01-2017 floated by this Hqrs. vide Endtt. No. Prov-1/2445-70 dated 10-01-2017 for the purchase of Knat is amended to the extent that Dosuti of the Knat should be as per IS Specification No. 179/1977 (Variety IV) Amended 1980 re-affirmed 2009. The bid should be supported by the test report as per NIT terms and conditions.

(Sd.).....

AIG (Provision/Transport)
For Director General of Police,
J&K, Jammu.

GOVERNMENT OF JAMMU AND KASHMIR,
DIRECTORATE OF STATE MOTOR GARAGES,
J&K, NEW PLOTS, JAMMU.

Abridged Auction Notice

It is notified for the information of General Public that the State Motor Garages Department is conducting auction of condemned vehicles/un-serviceable stores etc. of State Motor Garages Department and other Government Departments at the following places as per the schedule shown against each :—

S. No.	Auction at	Date	Time
1.	State Motor Garages Complex, New Plots, Jammu.	08-02-2017 to 09-02-2017	1000 hours to 1600 hours
2.	State Motor Garages Complex, Bemina Bye-Pass, Srinagar.	13-02-2017 to 14-02-2017	1030 hours to 1630 hours

A detailed copy of Auction Notice can be had from the Office of Director/Deputy Director, State Motor Garages Department, New Plots, Jammu and Deputy Director, State Motor Garages Department, Bemina Bye-Pass, Srinagar on any working day.

(Sd.)

Director,
State Motor Garages Department,
J&K Government.



رجسٹرڈ نمبر جے کے۔ 33

جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 129۔ جموں۔ مورخہ 26 جنوری 2017ء بمطابق 6 ماگھا 1938 ویروار۔ نمبر 43

اشتہارات

از عدالت جوڈیشل مجسٹریٹ درجہ اول ترال

سرکار بنام بشیر احمد خان وغیرہ

بمقدمہ علت نمبر 87 سال 2009ء

بجرائم زیر دفعات RPC 457/380

وارنٹ عام بنام (1) بشیر احمد خان ولد محمد یعقوب خان (2) لعل الدین خان

ولد نیک عالم خان ساکنان جگلیال کپواڑا (ملزمان) 512 ض ف

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

ہر گاہ بمقدمہ عنوان اُلصدر میں ملزم کی نسبت رپورٹ آئی ہے کہ وہ مفرور ہوا ہے۔ اُس کی دستیابی کی سر دست کوئی اُمید نہیں ہے۔ رپورٹ پولیس سے عدالت ہذا کو باور ہوا کہ ملزم مفرور ہوا ہے۔ اس کی سر دست دستیابی کی بہ طریق معمول کوئی اُمید نہ ہے اس لئے ملزم کو مفروری ملزم قرار دیا جاتا ہے۔

لہذا آپ کو بذریعہ وارنٹ ہذا حکم و اختیار دیا جاتا ہے کہ جہاں کہیں بھی اندر حدود ریاست جموں و کشمیر ملزم مذکور دستیاب ہو، گرفتار کر کے عدالت ہذا میں بحراست ضابطہ پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔ وارنٹ ہذا امروز بہ دستخط و مہر راقم کے جاری کیا گیا۔

دستخط : جو دیشل مجسٹریٹ درجہ اول ترال کشمیر۔

از عدالت ایڈیشنل سپیشل موبائل مجسٹریٹ اونتی پورہ

سرکار بنام پر مودھ کمہار

پرچہ علت نمبر 103 سال 2010ء، تھانہ پولیس اونتی پورہ

بجرائم زیر دفعات u/s 279,337 RPC

وارنٹ گشتی عام زیر دفعہ 512 ض ف

ضمیمہ ج۔ جموں و کشمیر گورنمنٹ گزٹ نمبر 43 مورخہ 26 جنوری 2017ء بمطابق 6 ماگھا 1938-171

بخلاف ملزم : پر مودہ کمہار لاس نائیک نمبر 148116564 ڈرائیور آرمی گاڑی

زیر نمبری 09D1801667 کیمپ بڑی براہمنہ جموں 5271/ Bn/ASC

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

مقدمہ مندرجہ عنوان اُلصدر میں آپ کو بذریعہ وارنٹ گشتی عام حکم دیا جاتا ہے کہ ملزم صدر جہاں کہیں اور جب کبھی ریاست جموں و کشمیر میں دستیاب ہو اُس کو گرفتار کر کے عدالت ہذا میں بحراست ضابطہ پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار کار رہے گا۔

وارنٹ ہذا دستخط راقم و مہر عدالت سے جاری کی جاتی ہے۔

تحریر 16-03-2016

دستخط : ایڈیشنل سپیشل موبائل مجسٹریٹ اونتی پورہ۔

از عدالت منصف جوڈیشل مجسٹریٹ درجہ اول بانہال

سرکار بنام مظفر حسین

علت نمبر 65 سال 2015ء، تھانہ پولیس بانہال

جرم زیر دفعہ RPC 376

وارنٹ گشتی عام زیر دفعہ 512 ض ف

بخلاف ملزم : مظفر حسین ولد محمد حسین ساکنہ بانہال نیل تحصیل بانہال ضلع رام بن

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

مقدمہ مندرجہ عنوان اُصدر میں ملزم مذکور بالا میں مقدمہ ہذا میں مطلوب ہے۔
اہلکاران پولیس نے ملزم صدر کی کافی تلاش کی، الا ملزم صدر دستیاب نہ ہوا ہے اور
روپوش ہے، نہ ہی ملزم صدر کی دستیابی کی کوئی اُمید ہے۔

لہذا اہلکاران پولیس ریاست جموں و کشمیر کو حکم دیا جاتا ہے کہ ملزم صدر جہاں
کہیں بھی اندر حدود ریاست میں دستیاب ہو، گرفتار کر کے ہمارے روبرو پیش کریں۔
وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

آج مورخہ 24-03-2016 کو مہر عدالت و دستخط سے جاری ہوا۔

دستخط : جوڈیشل مجسٹریٹ درجہ اوّل بانہال۔





**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 129] Jammu, Thu., the 20th Oct., 2016/28th Asv., 1938. [No. 29-a

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Srinagar, the 20th October, 2016.

SRO-339.—In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that the following amendment shall be made in the Jammu and Kashmir State Insurance Fund Rules ; namely :—

1. At the end of Rule-1 the following shall be added as proviso,—

“The Government Employees can take insurance policy up to 50 years of age instead of the Existing limit of maximum 48 years of age”.

2. State Insurance Fund Schedule of premium rates Scheme 'B' (Endowment Assurance) substituted vide SRO-459 dated 10-12-2010 shall be substituted by the schedule annexed to this notification.

By order of the Government of Jammu and Kashmir.

(Sd.).....

Commissioner/Secretary to Government,
Finance Department.

Annexure to SRO-339 dated 20-10-2016.

Age on next birthday	Term of insurance	Premium/ 1000/annum	Rupees 25000	Rupees 50000	Rupees 1000000	Rupees 150000	Rupees 200000
1	2	3	4	5	6	7	8
19	41	1.60	40.00	80.00	160.00	240.00	320.00
20	40	1.68	42.00	84.00	168.00	252.00	336.00
21	39	1.77	44.00	88.00	176.00	264.00	352.00
22	38	1.86	47.00	94.00	188.00	282.00	376.00
23	37	1.96	49.00	98.00	196.00	294.00	392.00
24	36	2.06	52.00	104.00	208.00	312.00	416.00
25	35	2.17	54.00	108.00	216.00	324.00	432.00
26	34	2.29	57.00	114.00	228.00	342.00	456.00
27	33	2.41	60.00	120.00	240.00	360.00	480.00

1	2	3	4	5	6	7	8
28	32	2.54	64.00	128.00	256.00	384.00	512.00
29	31	2.68	67.00	134.00	268.00	402.00	536.00
30	30	2.83	71.00	142.00	284.00	426.00	568.00
31	29	2.99	75.00	150.00	300.00	450.00	600.00
32	28	3.15	79.00	158.00	316.00	474.00	632.00
33	27	3.33	83.00	166.00	332.00	498.00	664.00
34	26	3.52	88.00	176.00	352.00	528.00	704.00
35	25	3.73	93.00	186.00	372.00	558.00	744.00
36	24	3.95	99.00	198.00	396.00	594.00	792.00
37	23	4.18	105.00	210.00	420.00	630.00	840.00
38	22	4.43	111.00	222.00	444.00	666.00	888.00
39	21	4.70	118.00	236.00	472.00	708.00	944.00
40	20	5.00	125.00	250.00	500.00	750.00	1000.00

41	19	5.32	133.00	266.00	532.00	798.00	1064.00
42	18	5.66	142.00	284.00	568.00	852.00	1136.00
43	17	6.04	151.00	302.00	604.00	906.00	1208.00
44	16	6.46	162.00	324.00	648.00	972.00	1296.00
45	15	6.93	173.00	346.00	692.00	1038.00	1384.00
46	14	7.44	186.00	372.00	744.00	1116.00	1488.00
47	13	8.03	201.00	402.00	804.00	1206.00	1608.00
48	12	8.69	217.00	434.00	868.00	1302.00	1736.00
49	11	9.46	237.00	474.00	948.00	1422.00	1896.00
50	10	10.36	259.00	518.00	1036.00	1554.00	2072.00

(Sd.).....

Director Codes,
Finance Department.

No. 29-a] The J&K Govt. Gazette, 20th Oct., 2016/28th Asv., 1938.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 129] Jammu, Sun., the 13th Nov., 2016/22nd Kart., 1938. [No. 32-d

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Jammu, the 13th of November, 2016.

SRO-361.—Whereas, the Government has issued notifications from time to time authorizing exemption from payment of sales tax for the Industrial Sector in the State ; and

Whereas, the said notifications have remained loaded with conditionalities which have led to non-compliance of various technical requirements by the entrepreneurs ; and

Whereas, the Assessing Authorities have in accordance with the provisions of the Jammu and Kashmir General Sales Tax Act, 1962 raised demands on account of tax, interest and penalty notwithstanding the clear intention of the Government to provide the incentive of tax exemption to such units ; and

Whereas, the fourth proviso to section 25-D of the Jammu and Kashmir General Sales Tax Act, 1962, provides that the Government may in the interest of the industrial development of the State condone the default committed by any dealer operating an industrial unit with regard to any condition or grant extension of time for fulfillment of such condition(s) as specified in the notifications issued in this behalf from time to time ; and

Whereas, the Government considered the issue in the said backdrop and resolved to formulate a scheme aiming of condoning the defaults of compliance of technical nature stipulated in the relevant notifications by giving the unit holders an opportunity to make good the deficiencies within a specified time frame upto accounting year 2004-2005 and subject to such conditions as are expedient for the purpose.

Now, therefore, in exercise of the powers conferred by the fourth proviso to section 25-D of the Jammu and Kashmir General Sales Tax Act, 1962, the Government hereby orders that :—

- (1) The large/medium and small scale industrial units which are operating or were operating in the State and are carrying on or were carrying on the activity of manufacturing goods and which have been assessed/reassessed to tax or will be assessed/reassessed to tax for non-submission of various documents or fulfillment of requirements stipulated under the relevant notifications shall file the documents/revised documents in compliance with the provisions of the notifications applicable from time to time, along with a declaration as may be prescribed by the Commissioner Sales Tax, within three months from the

issuance of this notification with the concerned Assessing Authority to entitle them to grant of exemption if otherwise admissible and the documents so filed shall be accompanied by proof of payment of Rs. 1000/- for each year of default only.

- (2) The unit holders who have failed to obtain/renew their exemption license within the stipulated period for any of the accounting years relating to period of exemption shall file the requisite documents before the concerned Assessing Authority and deposit within three months from the date of issuance of this notification fee chargeable along with the late fee of Rs. 1000/- per year of default only.
- (3) The unit holders who have been disallowed exemption or are liable to withdrawal of exemption on imposition of penalty upon them and thereby disqualifying them for exemption shall not forfeit their exemption on this count provided they furnish the proof of payment of the amount of such penalty within three months from the date of issuance of this notification.
- (4) The unit holders who have conducted any sale of the goods manufactured by them during the period when they were registered only provisionally shall also be covered by this scheme to the extent admissible under earlier notification(s) on furnishing proof of payment of tax on such sales. On production of such evidence, the dealer shall be entitled to 100% remission of interest/penalty payable on account of such tax.
- (5) Where an industrial unit has been disallowed exemption on the grounds that it has procured and disposed of finished goods, it shall also be entitled to exemption subject to fulfillment of other conditions specified in this notification and on furnishing evidence of payment of tax assessed/admitted on the sale of finished goods procured by him within three months from the issuance of this

notification. On production of such evidence, the dealer shall be entitled to 100% remission of interest/penalty payable on account of such tax.

- (6) Where an industrial unit has been disallowed exemption on the grounds that it has missed the incorporation of some purchase transactions in the purchase statement, it shall also be entitled to exemption subject to fulfillment of other conditions specified in this notification and on furnishing of evidence of payment of tax on such missed transactions at the rates prevalent at the time, within three months from the issuance of this notification and on production of proof of payment of such tax within the prescribed time, the unit holder shall be allowed waiver of interest/penalty on such tax.
- (7) The prescribed declaration and the documents required to be submitted therewith shall be examined by the Assessing Authority within two months from the last date prescribed for filing of documents, and the deficiencies, if any, shall be allowed to be made good within a period of one month from the date of issuance of deficiency notice. Failure to make good the deficiencies shall render the unit holder ineligible for benefit under this notification and entire amount of tax, interest and penalty shall be recovered in accordance with the provisions of law.
- (8) That a dealer who opts for the scheme shall make a declaration that no legal proceedings on the subject is pending before any competent legal fora.
- (9) The detailed guidelines covering acceptance or rejection of cases, fixing time limits for scrutiny of declarations/returns, communication of shortcomings, time limit for finalization of cases, the mechanism for redressal of grievance and other matters

relating to implementation of the scheme shall be by
Commissioner Sales Tax.

- (10) That any amount already paid towards interest/penalty before
the issuance of this notification shall neither be refunded nor
adjusted in any manner.

This notification shall come into force w. e. f. 13-11-2016.

By order of the Government of Jammu and Kashmir.

(Sd.) NAVIN K. CHOUDHARY, IAS,
Commissioner/Secretary to Government,
Finance Department.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 129] Jammu, Wed., the 14th Dec., 2016/23rd Agra., 1938. [No. 36-aa

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—HIGHER EDUCATION DEPARTMENT

Notification

Jammu, the 14th December, 2016.

SRO-396.—Whereas, the Supreme Court in J. P. Jaikrishanan and others V/s. State of Andhra Pradesh and others reported in AIR, 1993 laid down a scheme for regulating admission to the Professional Colleges including Engineering Colleges/Polytechnic Institutions imparting Degree/Diploma and other courses established and/or run by private institutions ; and

Whereas, the Court further directed the State Governments to impose and implement the scheme for regulating admission to such institutions ; and

Whereas, pursuant to the aforesaid directions, the Government decided to frame rules and guidelines for implementing the aforesaid scheme and SRO-51 dated 30-01-1997 was notified by Department of Technical Education for regulating admission to the Professional Colleges including Engineering Colleges/Polytechnic Institutions imparting Degree/Diploma and other courses established and/or run by private institutions ;

Whereas, Professional Engineering Colleges imparting instructions in various disciplines leading to the award of Bachelor's and other degrees fall under the administrative control of Higher Education Department ;

Whereas, the scheme of Lateral Entry to the 3rd Semester of Bachelor's Degree Courses in the Professional Engineering has also been introduced by most of the Universities in the State ;

Now, therefore, the Government in the Higher Education Department makes following rules to regulate the admissions to the Professional Engineering Colleges in the State imparting instruction in various Engineering Courses :—

1. *Short title and commencement.*—(1) These rules shall be called the Jammu and Kashmir Professional Engineering Colleges (Selection and Admission) Rules, 2016.

(2) These rules shall come into force from the date of their publication in the Government Gazette.

2. *Definitions.*—In these rules unless the context otherwise requires,—

- a. “Advertisement Notice” means the notification issued by the Competent Authority, inviting applications from the eligible candidates for permission to appear in the “Common Entrance Examination” ;

- b. “Application Form” means the form prescribed by the Competent Authority to be submitted by the eligible candidates for permission to appear in the Common Entrance Examination ;
- c. “Available Seats” means,—
 - i. the seats as per the branch-wise intake capacity sanctioned by the Government and All India Council for Technical Education in each Technical Education Institution against which admissions in 1st Semester are to be made and shall include both free and payment seats ;
 - ii. 10% of the intake capacity supernumerary to the approved intake sanctioned by the Government and All India Council for Technical Education against which admission in 3rd Semester under Lateral Entry Scheme are to be made.
- d. “Competent Authority” means,—
 - i. the authority constituted by the Government for the purpose of conducting Common Entrance Examination and making selections for admission to various Technical/ Professional courses in 1st Semester ;
 - ii. the authority constituted by the Government for purpose of conducting Common Entrance Examination and making selections for admission to various Technical/Professional courses in 3rd Semester under Lateral Entry Scheme.
- e. “Free Seats” means the seats on which the fees payable is same as prescribed for the Government Institution in the concerned State and not less than 50% of the available seats

in a technical professional course offered by a private technical education institution ;

- f. “Government” means the Government of Jammu and Kashmir ;
- g. “Government Engineering College” means a College established and managed by the Government offering Engineering Courses ;
- h. “Information Brochure” means a brochure issued to the candidates along with the application form containing detailed information regarding the colleges offering the courses, number of seats available in each colleges, the pattern of Common Entrance Examination and the mode of selection besides the conditions of eligibility and other relevant information ;
- i. “Merit List” means the list of candidates who appeared in the Common Entrance Examination drawn up in the descending order of their inter-se merit ;
- j. “NRI Seats” means the quota of seats out of the payment seats to the extent as provided under rule 5 available for selection of Non-Resident Indians/Foreign Students on merit by management of the private technical education institution ;
- k. “Payment Seats” means the available seats excluding the free seats in a professional course offered by a Private Engineering College ;
- l. “TFW” means Tuition Fee Wavier Scheme shall be applicable to all approved Engineering Colleges offering Bachelor Programme and Lateral Entry provisions of these programmes ;

- m. “Private Engineering College” means the Colleges established and/or administered by registered Societies, Public Trusts and Religious or Charitable Trusts offering engineering courses ;
- n. “Engineering Courses” means the courses as prescribed from time to time by the Government and shall initially include the following :—
 - i. Bachelor’s Degree in Engineering Courses ;
 - ii. Master’s Degree in Engineering Courses ;
 - iii. Doctoral Degree in Engineering Courses ;
 - iv. Post Doctoral Course in Engineering.
- o. “State” means the State of Jammu and Kashmir ;
- p. “Lateral Entry Scheme” means admission in 3rd Semester of a Degree in appropriate branch of Engineering/Technology.

3. *Application.*—Rules and Procedure,—

- (1) The applications for admission to all the available seats in the engineering courses offered by the Government/Private Engineering Colleges in the State shall be called for by the Competent Authority.
- (2) No Private Engineering College offering the courses covered by these Rules shall call for applications separately, individually or collectively.
- (3) The application form prescribed by the Competent Authority, Entrance Examinations shall contain a column or a separate sheet wherein the applicant shall indicate whether he/she

wishes to be admitted against a payment seat and also the order of his/her preference for Government Engineering College or Private Engineering Colleges or between the Private Institutions as the case may be.

- (4) The condition of eligibility for appearing in the Common Entrance Examination as prescribed by the Government from time to time for the Government/Private Colleges offering the courses covered by these rules shall apply *mutatis mutandis* to admission in the Government/Private Engineering Colleges under these rules.
- (5) The management of a Private Engineering College shall not impose or prescribe any further eligibility criteria or condition of admission against free or payment seats.
- (6) The Competent Authority Entrance Examination shall arrange to Publish Notification inviting applications in at least two leading dailies of the State (One English and one Vernacular).

4. *Conduct of common entrance examination and selection for admission.*—(1) The Competent Authority, shall conduct a Common Entrance Examination for selection against the available seats in Government Engineering College as well as Private Engineering Colleges on the pattern and in the manner prescribed by the said Authority.

(2) The Competent Authority shall prepare a common merit list on the basis of inter-se merit of the candidates in the Common Entrance Examination in the descending order.

(3) The selection of the candidates for admission to Engineering Courses against free seats in Private Engineering Colleges shall be made strictly on the basis of their merit in the Common Entrance Examination. The selection of the candidates against payment seats shall

be based on the merit in accordance with the choice preferred by the candidate.

(4) The Course and College allocation shall be made as far as possible in accordance with the descending order of the preferences given by the candidate in his/her application form depending upon the availability of seats as per inter-se merit.

(5) The Course and College allocation once made by the Competent Authority shall be final. The Private Engineering Colleges shall be bound to admit the students so allocated by the Competent Authority.

(6) The selection list so prepared shall be published in at least two leading local dailies of Srinagar and Jammu and it shall also be displayed at the office of Competent Authority in Jammu and Srinagar.

(7) The Competent Authority shall also prepare and publish a waiting list of the candidates indicating the marks obtained by them in the Common Entrance Examination. The said list shall be followed for filling of casual/drop-out vacancies from the select list as reported to them by the concerned Principals of Colleges. Such vacancies shall be filled in the descending order of their merit until such date as may be prescribed by the Competent Authority :

Provided that all the selected candidates must possess the minimum marks prescribed for entrance test conducted by the Competent Authority.

5. Selection of candidates against NRI seats.—The Management of Private Engineering Colleges shall be entitled to make admissions of Non-Resident Indian/Foreign Students up to 5% of the sanctioned intake capacity of the college for each academic session within the overall ceiling of 50% payment quota seats on the basis of merit to be adjusted by the management of the institutions having regard to relevant factors. In case

no NRI candidate is available the same shall be filled in accordance with sub-rules (3) and (7) of the Rule 4.

6. *Eligibility conditions for the lateral entry.*—(1) Candidate desirous to seek admission under Lateral Entry must have passed Diploma Examination from an AICTE approved Institution ; with at least 50% marks (40% in case of candidates belonging to reserved category) in appropriate branch of Engineering/Technology.

(2) Passed B. Sc. final examination from a recognized University as defined by UGC, with at least 50% marks (40% in case of candidates belonging to reserved category) and passed XII standard with mathematics as a subject :

Provided that, students belonging to B. Sc. Stream, shall clear the subjects of Engineering Graphics/Engineering Drawing and Engineering Mechanics of the first year Engineering Program along with the second year subjects :

Provided further that, the students belonging to B. Sc. Stream shall be considered only after filling the supernumerary seats in this category with students belonging to the Diploma Stream.

7. *Structure of fee payable.*—(1) The structure of fee for various Degree Engineering Courses in Government Colleges as well as Private Engineering Colleges for free seats shall be prescribed by the Government from time to time.

(2) Under Tuition Fee Waiver Scheme, the seats up to maximum 5% of sanctioned intake per course shall be available for Government Private Engineering Colleges. These seats shall be supernumerary in nature and will be available to such courses in the institution where a minimum of 30% of sanctioned seats in the respective courses are filled up.

(3) The fee for the payment seats in Private Engineering Colleges shall be fixed by the Committee constituted by the Government/All India Council for Technical Education from time to time. The said Committee shall fix the fee once every three years or at such longer intervals as it may think appropriate.

(4) The fee chargeable for payment seats shall be divided into the number of semesters of study in each course and payable accordingly.

8. *Reservations.*—While making selections either by free seats or by payments seats, reservation shall be made in accordance with the rules and orders issued from time to time for members of Scheduled Castes/ Scheduled Tribes/Backward Classes or any other category or class of permanent residents of State under the provisions of Jammu and Kashmir Reservation Act, 2004 and the Reservation Rules in force.

9. *Repeal and Saving.*—(1) The Jammu and Kashmir Private Technical Institutions (Selection and Admission) Rules, 1997 and all other orders issued in this behalf are hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said rules shall be deemed to have been done or taken under these rules.

By order of the Government of Jammu and Kashmir.

(Sd.)

Commissioner/Secretary to Government,
Higher Education Department.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 129] Jammu, Fri., the 20th Jan., 2017/30th Pausa, 1938. [No. 42-1

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

JAMMU AND KASHMIR LEGISLATIVE ASSEMBLY
SECRETARIAT, JAMMU

Under Rule 64 of the Rules of Procedure and Conduct of Business in the Jammu and Kashmir Legislative Assembly, the following Bill together with the Statement of Objects and Reasons, is published in an extraordinary issue of the Government Gazette.

By order of the Hon'ble Speaker.

(Sd.) **M. RAMZAN,**

Secretary.

THE JAMMU AND KASHMIR PERSONS WITH
DISABILITIES (EQUAL OPPORTUNITIES, PROTECTION
OF RIGHTS AND FULL PARTICIPATION) (AMENDMENT)
BILL, 2017.

[L. A. Bill No. 1 of 2017.]

A Bill to amend the Jammu and Kashmir Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1998.

Be it enacted by the Jammu and Kashmir State Legislature in the Sixty-eighth Year of the Republic of India as follows :—

1. *Short title and commencement.*—(1) This Act may be called the Jammu and Kashmir Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) (Amendment) Act, 2017.

(2) It shall come into force from the date of its publication in the Government Gazette.

2. *Amendment of section 46, Act No. VI of 1998.*—(1) In the Jammu and Kashmir Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act (hereinafter referred to as ‘the principal Act’) in section 46—

I. for sub-section (1), the following sub-section shall be substituted, namely :—

“(1) The Government may, by notification, in the Government Gazette, appoint Commissioner for Persons with Disabilities, for purpose of this Act.”

II. After sub-section (1), the following sub-sections shall be inserted, namely :—

“(2) A person shall not be eligible for appointment as Commissioner for persons with disabilities, unless, he/she—

- (a) must have special knowledge of practical experience in respect of matters relating to rehabilitation of persons with disabilities ;
- (b) should not have attained the age of 65 years on the last date of receipt of application ;
- (c) possesses such other experience as may be prescribed by the Government from time to time.

(3) In case the Commissioner appointed under this Act is in service under the State or Central Government or any other Institution or Organization, he/she, before entering the office resign from such service.

(4) The Commissioner shall be appointed in the manner as may be prescribed on the recommendations of a Search-cum-Selection Committee consisting of following officers, namely :—

- (a) Administrative Secretary, : Chairperson
Social Welfare Department
- (b) Administrative Secretary, : Member
Department of Law, Justice
and Parliamentary Affairs
- (c) Director, Social Welfare, : Member(s)
Kashmir/Jammu

(d) Director, Composite Regional : Member
Centre, J&K

(e) Special Secretary to : Member-Secretary :
Government, Social Welfare
Department

Provided that initial appointment under this clause shall be made by the Government in Social Welfare Department by nomination amongst the persons who fulfill the eligibility for appointment as Commissioner for Persons with Disabilities as provided in sub-section (2).

(5) The salary and allowances payable to the Commissioner shall be same as to that of the Secretary to Government.

(6) The Commissioner shall hold the office for a period of three years or till he attains the age of sixty-five years, whichever is earlier, which shall be extendable by a further period of three years and thereafter he/she shall not be eligible for reappointment/extension in service.”

III. Sub-sections (2), (3) and (4) shall be renumbered as sub-sections (7), (8) and (9) respectively.

3. *Amendment of section 54, Act No. VI of 1998.*—In section 54 of the principal Act, in sub-section (2),—

I. Clause (q) shall be omitted.

II. Clauses (r), (s), (t) and (u) shall be renumbered as (q), (r), (s) and (t) respectively.

III. After clause(s) so renumbered, the following clause shall be inserted, namely :—

“(sa) The experience for appointment as Commissioner and manner of appointment of Commissioner under section 46.”

STATEMENT OF OBJECTS AND REASONS

Government of India has issued number of recommendations/directions for appointment of full time Commissioner for Persons with Disabilities by all the States irrespective of the size of the State, with adequate staff and infrastructure. Commissioners for Disabilities are in place, in a number of States. Concomitantly, there are directions from the Hon'ble Apex Court in the case titled Justice Sunanada Bhandare Foundation V/s Union and Others for appointment of Commissioner for person with disabilities, by each State.

Accordingly, with the approval of Competent Authority, vide Government Order No. 61-SW of 2016 dated 01-03-2016, the necessary orders stand issued to the creation of Commissioner for Persons with Disabilities, along with creation of supporting staff. This necessitates amendment to section 46 and allied provisions of the Jammu and Kashmir Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1998, so far it relates to appointment of Commissioner with persons with disabilities, so as to achieve an objective for creation of independent Commissionerate of Persons with Disabilities.

The Bill seeks to amend section 46 and 54 of the Act to provide the qualification, method of recruitment and regulation of salary and other allowances, for filling up of the post of Commissioner for the Persons with Disabilities, in the State.

MINISTER IN CHARGE SOCIAL WELFARE



Vol. 129] Jammu, Tue., the 7th June, 1916/17th Jyai., 1938. [No. 9-6

[illegible]

Jammu and Kashmir Government—Notifications.

Errata to Notification SRO-183 dated 7th June, 2016.

By order of the Government of Jammu and Kashmir.

(Sd.) MUHAMMAD AFZAL, IAS,

Commissioner/Secretary to Government,
Revenue Department.